

181/01332 A02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: M. KOCHMAN, et. al.

Serial Number: 09/552,586

Art Unit: 3764

Filed: April 19,2000

Examiner: YU, J.

Title: Massager Providing Radiant Heat and Mechanical Manipulation (Amended)

AMENDMENT

Honorable Commissioner of Patents and Trademarks
Washington DC 20231

Sir:

In response to the Office Action dated July 24, 2001 for the above noted application the Examiner is respectfully requested to amend the claims as follows:

IN THE SPECIFICATION

Kindly replace the title of the application with the following new title:

MASSAGER PROVIDING RADIANT HEAT AND MECHANICAL MANIPULATION

IN THE CLAIMS

Kindly cancel claims 1-47.

Kindly add the following new claims:

48. (NEW) A massaging apparatus for reducing effects of cellulite on appearance of a person's skin comprising:

at least one massaging element rotatable within a housing, and extending from the housing so that the at least one massaging element is positioned to manipulate a region of the person's skin and underlying cellulite tissue when the apparatus is applied to the region;

a vacuum pump that generates a low pressure region within the housing, which low pressure region draws the region of skin and underlying cellulite towards the housing; and

a radiant heat source for applying heat to the cellulite tissue.

49. (NEW) The massaging apparatus of claim 48 wherein the radiant heat source provides heat that substantially passes through the skin and heats the cellulite.

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AMENDMENT TRANSMITTAL LETTER (Small Entity)			Docket No. 181/01332		
Applicant(s): Michael KOCHMAN, et al.					
Serial No. 09/552,586	Filing Date April 19, 2000	Examiner YU, J.	Group Art Unit 3764		
Invention: MASSAGER PROVIDING RADIANT HEAT AND MECHANICAL MANIPULATION (AMENDED)					
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application.					
<input checked="" type="checkbox"/> Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted. <input type="checkbox"/> A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	5 -	47 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	2 -	4 =	0 x	\$40.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-3419 A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
<i>Paul Fenster</i> Signature			Dated: September 17, 2001		
Paul FENSTER, Reg. No. 33,877 Roy N. Envall, Jr. c/o Anthony Castorina 2001 Jefferson Davis Highway, Suite 207 Arlington, VA 22202 Tel: (703) 415-1581 CC:					
I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231. _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence					

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